

Page 1 of 1 Page ID 127  
 NORTHERN DISTRICT OF TEXAS  
 FILED  
**JAN 26 2006**  
 CLERK, U.S. DISTRICT COURT  
 By \_\_\_\_\_ Deputy

IN THE UNITED STATES DISTRICT COURT  
 FOR THE NORTHERN DISTRICT OF TEXAS  
 AMARILLO DIVISION

MICHAEL WAYNE PACE,

Petitioner,

v.

2:03-CV-0386

DOUGLAS DRETKE, Director,  
 Texas Department of Criminal Justice,  
 Correctional Institutions Division,

Respondent.

**ORDER OVERRULING OBJECTIONS,**  
**ADOPTING REPORT AND RECOMMENDATION and**  
**DISMISSING PETITION FOR A WRIT OF HABEAS CORPUS**

Came for consideration the Petition for a Writ of Habeas Corpus by a Person in State Custody filed by petitioner. On January 3, 2006, the United States Magistrate Judge issued a Report and Recommendation in this cause, recommending therein that petitioner's application for a writ of habeas corpus be dismissed as time barred. Petitioner filed objections to the Magistrate Judge's Report and Recommendation on January 17, 2006 and additional objections on January 23, 2006 (such objections were raised by motion).

The undersigned United States District Judge has made an independent examination of the record in this case. The objections filed by petitioner are without merit and are hereby OVERRULED. The Magistrate Judge's Report and Recommendation is hereby ADOPTED. Accordingly, the petition for a writ of habeas corpus filed by petitioner is hereby DISMISSED.

IT IS SO ORDERED.

ENTERED this 26 day of January 2006.

*Mary Lou Robinson*  
 MARY LOU ROBINSON  
 UNITED STATES DISTRICT JUDGE